

Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

**IN THE CLAIMS:**

Please amend the claims as follows:

1. (Currently Amended) A method of determining a ~~the~~ blood flow rate  $Q_F$  in a blood-carrying line ~~(40)~~ that is coupled to an extracorporeal blood treatment device through an arterial line and a venous line, of which a portion of blood in said blood-carrying line being a portion is branched off at a first location ~~(12)~~ through said an arterial line ~~(14)~~ and being through a venous line (15) and is returned to said blood-carrying line at a second location ~~(13)~~ through said venous line such that said portion of blood passes from said arterial line to said extracorporeal blood treatment device and then to said venous line, the method comprising the steps of:

whereby determining a physicochemical variable  $Y$  of the blood, which is constant over a period of time for a measurement interval, ~~is determined in the arterial line (14)~~ upstream of said extracorporeal blood treatment device as having ~~the~~ value  $Y_A$  and ~~is determined in the venous line (15)~~ downstream of said extracorporeal blood treatment device as having ~~the~~ value  $Y_V$ ,

determining a ~~the~~ net rate  $dx/dt$  of a variable  $X$  derived from the physicochemical variable  $Y$  into or out of the

Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

blood-carrying line ~~(40)~~ during the measurement interval ~~is determined~~ from the values  $Y_A$  and  $Y_V$  as ~~a~~ the difference between the rate  $dx_A/dt$  as measured in blood removed from the blood-carrying line through the arterial line ~~(14)~~ and the rate  $dx_V/dt$  as measured in blood supplied back to the blood-carrying line through the venous line ~~(15)~~, and

using the net rate  $dx/dt$  ~~is used~~ to determine the blood flow rate  $Q_F$  in said blood-carrying line.

2. (Currently Amended) The method according to claim 1, ~~characterized in that the~~ wherein a blood flow rate  $Q_B$  is determined in the arterial line ~~(14)~~ and in the venous line ~~(15)~~ for the determination of the rate removed  $dx_A/dt$  and the rate supplied  $dx_V/dt$ .

3. (Currently Amended) The method according to claim 2, wherein ~~characterized in that the~~ physicochemical variable  $Y$  is the thermal energy per unit of volume of blood, and the variable  $X$ , which is derived from  $Y$  ~~it~~, denotes the thermal energy  $E$  of the blood in the blood-carrying line ~~(40)~~.

Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

4. (Currently Amended) The method according to claim 3, ~~wherein a temperature characterized in that the temperatures~~  $T_A$  in the arterial line ~~(14)~~ and a temperature  $T_V$  in the venous line ~~(15)~~ are determined for the determination of the net thermal energy rate  $dE/dt$ , and the net energy rate is determined on the basis of the equation

$$\frac{dE}{dt} = \frac{dE_V}{dt} - \frac{dE_A}{dt} = c_E \rho_B Q_B (T_V - T_A)$$

where  $c_E$  is the specific thermal capacity and  $\rho_B$  is the density of the blood.

5. (Currently Amended) The method according to claim 2, ~~wherein characterized in that the~~ physicochemical variable  $Y$  is ~~the~~ a concentration  $c$  of a substance in blood, and  $X$  is a ~~the~~ quantity  $C$  of the substance in the blood-carrying line ~~(40)~~.

6. (Currently Amended) The method according to claim 5, ~~wherein characterized in that the~~ concentrations  $c_A$  of the substance in the arterial line ~~(14)~~ and  $c_V$  in the venous line ~~(15)~~ are determined for the determination of ~~the~~ a net substance quantity rate  $dC/dt$ , and the net substance quantity rate is determined according to the equation:

$$\frac{dC}{dt} = \frac{dC_V}{dt} - \frac{dC_A}{dt} = Q_B (c_V - c_A)$$

Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

7. (Currently Amended) The method according to claim 1, ~~wherein characterized in that~~ the arterial line ~~(14)~~ branches off from the blood-carrying line ~~(40)~~ upstream from the venous line ~~(15)~~, and the blood flow rate  $Q_F$  is determined on the basis of the equation:

$$Q_F = \frac{\frac{dX}{dt}}{Y_V - Y_B}$$

where  $Y_B$  is the physicochemical variable in the blood-carrying line ~~(40)~~ upstream from a ~~the~~ branch ~~(12)~~ in the arterial line ~~(14)~~.

8. (Currently Amended) The method according to claim 2, ~~wherein characterized in that~~ the arterial line ~~(14)~~ branches off from the blood-carrying line ~~(40)~~ downstream from the venous line ~~(15)~~, where the net rate is designated as  $dX_{rec}/dt$ , and the physicochemical variable in the venous line is designated as  $Y_{V,rec}$ , and the blood flow rate  $Q_F$  is determined on the basis of the equation:

$$Q_F = \frac{Q_B \frac{dX_{rec}}{dt}}{Q_B (Y_{V,rec} - Y_B) - \frac{dX_{rec}}{dt}}$$

where  $X_B$  is the physicochemical variable in the blood-carrying line ~~(40)~~ upstream from the ~~a~~ branch ~~(13)~~ in the venous line ~~(15)~~.

Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

9. (Currently Amended) The method according to claim 2, ~~wherein characterized in that~~ both the net rate  $dX/dt$  with the upstream branch in the arterial line ~~(14)~~ relative to the venous line ~~(15)~~ from the blood-carrying line ~~(40)~~ as well as the net rate  $dX_{rec}/dt$  with a downstream branch in the arterial line ~~(14)~~ relative to the venous line ~~(15)~~ from the blood-carrying line ~~(40)~~ are determined at the same blood flow rate  $Q_B$ , and the blood flow rate  $Q_F$  is determined according to the following equation:

$$Q_F = \frac{Z}{1-Z} Q_B \quad \text{where} \quad Z = \frac{\frac{dX_{rec}}{dt} \frac{Y_V - Y_A}{Y_{V,rec} - Y_A}}{\frac{dX}{dt}}$$

10. (Currently Amended) A device for measuring ~~the~~ blood flow in a blood-carrying line ~~(40)~~, comprising:

an arterial line ~~(14)~~ branching off from the blood-carrying line ~~(40)~~ ~~with~~ through which blood is removed from the blood-carrying line;

a venous line ~~(15)~~ opening into the blood-carrying line ~~(40)~~ ~~with~~ through which blood is supplied to the blood-carrying line;

arterial measurement means ~~(20)~~ and venous measurement means ~~(22)~~ for determining a physicochemical variable  $Y$  of the

Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

blood in the arterial line ~~(14)~~ with the value  $Y_A$  and in the venous line ~~(15)~~ with the value  $Y_V$ , these variables being constant over a period of time for a measurement interval;

an analyzer unit ~~(27)~~ connected to the arterial measurement means ~~(20)~~ and the venous measurement means ~~(22)~~, ~~this said analyzer unit being configured to determine suitable for determining the~~ a net rate  $dX/dt$  of a variable  $X$  derived from the physicochemical variable  $Y$  into or from the blood-carrying line ~~(40)~~ during the measurement interval as the difference between ~~the~~ a rate  $dX_A/dt$  as measured in blood removed from the blood-carrying line through the arterial line ~~(14)~~ and ~~the~~ a rate  $dX_V/dt$  as measured in blood supplied back to the blood-carrying line through the venous line ~~(15)~~ from the values  $Y_A$  and  $Y_V$ , said analyzer unit being further configured to use ~~and it is also suitable for using~~ the net rate  $dX/dt$  to determine the blood flow rate  $Q_F$  in said blood-carrying line.

11. (Currently Amended) The device according to claim 10, ~~characterized in that wherein~~ means ~~(18)~~ are provided for detecting and/or adjusting ~~the~~ a blood flow rate  $Q_B$  in the arterial line ~~(14)~~ and in the venous line ~~(15)~~.

Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

12. (Currently Amended) The device according to claim 11, ~~characterized in that wherein~~ the means for detecting the blood flow rate  $Q_b$  ~~consist of~~ includes a flow sensor, which is connected to the analyzer unit ~~(27)~~.

13. (Currently Amended) The device according to claim 12, ~~characterized in that wherein~~ the means for detecting the blood flow rate  $Q_b$  ~~consist of~~ includes a control unit ~~(18)~~ which is used for setting a delivery rate of a blood pump ~~(16)~~, which is situated in the arterial line ~~(14)~~ and/or the venous line ~~(15)~~ and is connected to the analyzer unit ~~(27)~~.

14. (Currently Amended) The device according to claim 11, ~~characterized in that wherein~~ the physicochemical variable  $Y$  denotes a ~~the~~ thermal energy per unit of volume of blood, and the variable  $X$  derived therefrom denotes a ~~the~~ thermal energy  $E$  of the blood in the blood-carrying line ~~(40)~~.

15. (Currently Amended) The ~~method~~ device according to claim 14, ~~wherein characterized in that~~ the measurement means ~~(20, 22)~~ in the arterial line includes a temperature sensor ( $T_A$ ) in the arterial line and a temperature sensor the venous line ( $T_V$ ) in the

Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

~~venous line are temperature sensors~~ for determining the net thermal energy rate  $dE/dt$ , and the analyzer unit ~~(27)~~ is configured to determine ~~suitable for determining~~ the net thermal energy rate by using the equation:

$$\frac{dE}{dt} = \frac{dE_v}{dt} - \frac{dE_A}{dt} = c_E \rho_B Q_B (T_v - T_A)$$

where  $c_E$  is the specific thermal capacity, and  $\rho_B$  is the density of blood.

16. (Currently Amended) The device according to claim 11, ~~characterized in that wherein~~ the physicochemical variable is ~~the~~ a concentration  $c$  of a substance in the blood, and  $X$  is ~~the~~ a quantity  $C$  of ~~this~~ said substance in the blood-carrying line ~~(40)~~.

17. (Currently Amended) The device according to claim 16, ~~characterized in that wherein~~ to determine the net substance quantity  $dC/dt$ , the measurement means ~~(20, 22)~~ includes a concentration sensor in the arterial line ( $c_A$ ) in the arterial line and a concentration sensor in the venous line ( $c_v$ ) in the venous line ~~are concentration sensors~~, and the analyzer unit ~~(27)~~ is suitable for determining the net substance quantity rate on the basis of the equation:

$$\frac{dC}{dt} = \frac{dC_v}{dt} - \frac{dC_A}{dt} = Q_B (c_v - c_A)$$



Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

18. (Currently Amended) The device according to claim 10, ~~characterized in that wherein~~ the arterial line (14) branches off from the blood-carrying line (40) upstream from the venous ~~venous~~ line (15), and the analyzer unit (27) is configured to perform ~~suitable for performing~~ a determination of the blood flow rate  $Q_F$  on the basis of the equation:

$$Q_F = \frac{\frac{dX}{dt}}{Y_V - Y_B}$$

where  $Y_B$  is the physicochemical variable in the blood-carrying line (40) upstream from the branch (12) in the arterial line (14).

19. (Currently Amended) The device according to claim 11, ~~characterized in that wherein~~ the arterial line (14) branches off from the blood-carrying line (40) upstream from the venous line (15), whereby the net rate is designated as  $dX_{rec}/dt$  and the physicochemical variable in the venous line is designated as  $Y_{V,rec}$ , and the analyzer unit (27) is configured to perform ~~suitable for performing~~ a determination of the blood flow rate  $Q_F$  by using the equation:

$$Q_F = \frac{Q_B \frac{dX_{rec}}{dt}}{Q_B (Y_{V,rec} - Y_B) - \frac{dX_{rec}}{dt}}$$

Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

where  $Y_b$  is the physicochemical variable in the blood-carrying line ~~(40)~~ upstream from a ~~the~~ branch ~~(13)~~ and in the venous line ~~(15)~~.

20. (Currently Amended) The device according to claim 11, ~~characterized in that wherein~~ the analyzer unit ~~(27)~~ is configured to determine ~~suitable for determining~~ both the net rate  $dX/dt$  with an upstream branch in the arterial line ~~(14)~~ with respect to the venous line ~~(15)~~ from the blood-carrying line ~~(40)~~ as well as the net rate  $dX_{rec}/dt$  with a downstream branch in the arterial line ~~(12)~~ with respect to the venous line ~~(15)~~ from the blood-carrying line ~~(40)~~ at the same blood flow rate  $Q_B$ , and then from that determining the blood flow rate  $Q_F$  according to the following equation:

$$Q_F = \frac{Z}{1-Z} Q_B \quad \text{where} \quad Z = \frac{\frac{dX_{rec}}{dt} \frac{Y_V - Y_A}{Y_{V,rec} - Y_A}}{\frac{dX}{dt}}$$

21. The device according to claim 10, characterized in that the arterial line ~~(14)~~ and the venous line ~~(15)~~ are part of an extracorporeal blood circulation system ~~(2)~~ of a blood treatment device.

Serial No.: 10/540,110  
Atty. Docket No.: P70551US0

22. (Currently Amended) The device according to claim 21,  
~~characterized in that~~ wherein the blood treatment device is a  
hemodialysis device.

23. (Currently Amended) The device according to claim 21,  
~~characterized in that~~ wherein the blood flow rate  $Q_F$  to be  
determined is the blood flow in a blood vessel, ~~in particular an~~  
~~arteriovenous fistula or a shunt,~~ in a patient.

24. (Currently Amended) The device according to claim 10,  
~~characterized in that~~ wherein device has a display unit ~~(28)~~  
suitable for displaying the blood flow rate  $Q_F$ .